

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - :Labour Department – Allegations against Sri K.Nirmal Kumar Prasad, Assistant Commissioner of Labour (Retd) and the then Project Director NCLP, Jagruthi, Markapur, Prakasam District - Enquiry conducted – Further action dropped – Orders – Issued.

(LABOUR EMPLOYMENT TRAINING & FACTORIES (VIG) DEPARTMENT

G.O.Ms.No. 107

Dated:27.11.2008.

Read the following:

1. From DGACB., C.No. 64/RE-NPK/92, dt. 04.12.1992.
2. Gove. Memo. 2203/Lab.IV/ A1/92-4, dated 26.11.93.
3. From the COL, Lr.No. BB1/34160/92, Dt. 11.01.94.
4. G.O.Rt.,No. 1738, LET&F (Lab.,IV) Deptt., dated 22.07.95.
5. From Sri K.Nirmal Kumar Prasad, Lr.14.10.96
6. G.O.Rt.No. 3323, LET&F (Lab.IV) Deptt., dated 26.11.96.
7. From Lr.No. BB1/34160/92, From E.O. dated 27.10.97.
8. Govt. Memo. No. 2203/L.IV) Deptt., dated 04.12.97.
9. Govt.D.O.Lr.No. 232/Lab.IV/A1/98-1, dated 16.04.98
10. From COL, Lr.No. BB1/34160/92, dated 28.07.98.
11. From COL, Lr.No. AA1/34160/92, dt. 07.11.2000.
12. From COL, Lr.No. AA1/34160/92, dated 21.07.2001.
13. Govt. Memo.No. 232/Lab.IV/A1/98-12, dated 14.08.2001.
14. From COL Lr.No. R1/34160/92, dated 17.01.2008.
15. From Dist Audit Officer LR.No. S.A.No. 1186/B1/07-08, dt. 14.12.07.

ORDER:

In the reference 1st read above the Director General, Anti Corruption Bureau has brought to the notice of the Government that on credible information that Sri K.Nirmal Kumar Prasad formerly Project Director , JAGRUTHI, Markapur, while working as Assistant Commissioner of Labour, Ongole has been indulged in corrupt practices with the management of Jagruthi in connivance with ASSIST India, a regular enquiry was taken up by the Bureau and requested the Government to entrust the case against the Accused Officer for registration of a case under the relevant provisions of IPC and to peruse further action at their end.

2. In the reference 2nd read above orders were issued to conduct a departmental enquiry into the allegations against Sri K.Nirmal Kumar Prasad based on the Anti Corruption Bureau report instead of entrusting the case to the Police and the Commissioner of Labour was requested to identify a Senior Officer to be appointed as an Enquiry Officer to enquire into the matter. In the reference 3rd read above the Commissioner of Labour has indicated the name of Sri S.Prasad Rao, Joint Commissioner of Labour for appointment as Enquiry Officer.

3. In the reference 4th read above article of Charges were served on Sri K.Nirmal Kumar Prasad, Assistant Commissioner of Labour, Ongole with a request to submit his written statement of defence. In the reference 5th read above Sri K.Nirmal Kumar Prasad has submitted his explanation denying all the charges framed against him.

4. In the reference 6th read above Sri S.Prasad Rao, Joint Commissioner of Labour O/o the Commissioner of Labour was appointed as Enquiry Officer under rule 20(2), 5(a) of APCS (CCA) Rules, 1991. In the reference 7th read above the

Enquiry Officer has submitted his enquiry report not substantiating all the 4 charges. Accordingly in the reference 8th read above orders were issued for dropping further action against Sri K.Nirmal Kumar Prasad, former Project Director, NCLP, Jagruthi Markapur. However, in the reference 9th read above the Commissioner of Labour was requested to conduct a Special Audit on the funds released to "ASSIST INDIA" by Sri K.Nirmal Kumar Prasad, the then Project Director before dropping action under charge – I and to send a report. Accordingly in the reference 10th read above the Commissioner of Labour has directed Sri K.Hari Mukund Rao, Regional Joint Commissioner, Tirupathi to conduct Special Audit on the funds released to Assist India. In the reference 11th read above the Commissioner of Labour has informed that the Regional Joint Commissioner in his report informed that he could not find out as to whether the funds released by Project Director to Assist India during the years 1991-92 were utilized properly or not as the records are not available.

5. In the reference 12th read above the Commissioner of Labour has informed that Assist India was supervised by a Society consisting of Collector as Chairman and other departments as Members and Sri K.Nirmal Kumar Prasad was not directly responsible in releasing the funds. Accordingly in the reference 13th read above the Collector, Prakasam District was requested to send a detailed report in the matter.

6. In the reference 14th read above the Commissioner of Labour has furnished the report of the District Audit Officer on the funds released by the Charged Officer. In the reference 15th read above the Audit Officer in his report has informed that he has not found any fault with the Charged Officer and the amount of Rs. 28,31,780.- released by the Charged Officer has been accounted for and utilized for the purpose for which it was sanctioned.

7. Government after careful examination of the matter have considered the recommendations of District Audit Officer and decided to drop further action against Sri K.Nirmal Kumar Prasad, the then Project Director NCLP, Jagruthi, Markapur, Prakasam District and Assistant Commissioner of Labour, (Retd)

8. Accordingly, they direct that further action against Sri K.Nirmal Kumar Prasad, the then Project Director NCLP, Jagruthi, Markapur, Prakasam District and Assistant Commissioner of Labour, (Retd) be dropped.

9. The Commissioner of Labour is directed to take further action in the matter and to send the compliance report to Government

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

BHANWAR LAL,
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri K.Nirmal Kumar Prasad, the then
Project Director NCLP, Jagruthi, Markapur, Prakasam District,
and Assistant Commissioner of Labour, (Retd)
thru the Commissioner of Labour.

The Commissioner of Labour, Hyderabad.

The Andhra Pradesh Vigilance Commission, Hyderabad.

The District Collector, Prakasam District.

SF/SC.

//Forwarded :: By order//

SECTION OFFICER